IN THE HIGH COURT OF JUDICATURE OF ANDHRA PRADESH
AT HYDERABAD
(Special Original Jurisdiction)

THURSDAY, THE TWENTY NINETH DAY OF NOVEMBER
TWO THOUSAND AND SEVEN

:PRESENT:

THE HON'BLE SMT. JUSTICE T.MEENA KUMARI
and
THE HON'BLE MS. JUSTICE G.ROHINI

WRIT PETITION NO : 25492 of 2007

Between:
M/s. Quality Care India Ltd., D.No.5-4-199,
M.J.Road Hyderabad, Rep. by its Director Dr.N.Krishna Reddy

..... PETITIONER

AND

1 The Commercial Tax officer, M.J.Road Circle Hyderabad
2 The Appellate Deputy Commissioner (CT), Secunderabad Division, Hyderabad

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an appropriate writ order or direction more particularly one in the nature of **writ of Mandamus** declaring the action of the 2nd respondent in passing the impugned stay rejection order dated 1.9.2007 for the assessment year 2004-05 under the AP Tax on Luxuries Act,1987 as illegal, arbitrary, and high handed and set aside the same and consequently restrain the 1st respondent from recovering the disputed tax of RS.74,25,607/- pursuant to the notice dated 27.11.2007 pending disposal of the appeal which was heard and reserved by the 2nd respondent on 8.10.2007.

The petition coming on for hearing, upon perusing the petition and the affidavit filed in support there of and upon hearing the arguments of Sri BHASKAR REDDY VEMIREDDY, Advocate for the Petitioner and of the G.P. for Commercial Taxes for the Respondents and the Court made the following

ORDER:

"Post on 03/12/2007 for admission.

Till such time, the respondents are directed not to take any coercive steps against the petitioner."

ASSISTANT REGISTRAR

// TRUE COPY //

for ASSISTANT REGISTRAR

To

1. The Commercial Tax officer, M.J.Road Circle Hyderabad
2 The Appellate Deputy Commissioner (CT), Secunderabad Division, **Hyderabad**

(ADDRESSES 1 AND 2 BY : RPAD)

3. Two CCs to the G.P. for Commercial Taxes, High Court of A.P., Hyderabad (OUT)

4. One CC to Sri Bhaskar Reddy Vemireddy, Advocate (OPUC)

5. Two Spare Copies.

KVR

HIGH COURT

TMK.J & RG,J

DATE: 29/11/207

ORDER:

WP 25492 OF 2007

POST ON 03/12/2007

HIGH COURT

TMK.J & RG,J

Drafted by : KVR

Date: 30/11/2007

DATE: 29/11/207

ORDER:

WP 25492 OF 2007

POST ON 03/12/2007